

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JEFFREY DESKOVIC,

Plaintiff,

vs.

CITY OF PEEKSKILL, PUTNAM  
COUNTY, WESTCHESTER COUNTY,  
DAVID LEVINE, THOMAS MCINTYRE,  
WALTER BROVARSKI, EUGENE  
TUMOLO, JOHN AND JANE DOE  
SUPERVISORS, DANIEL STEPHENS,  
LOUIS ROH, MILLARD HYLAND, PETER  
INSERO, AND LEGAL AIR SOCIETY OF  
WESTCHESTER COUNTY

Defendants.

Index No. CV-07-8150 (KMK) (GAY)

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**STIPULATION OF DISCONTINUANCE WITH PREJUDICE**

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**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned counsel for the plaintiff Jeffrey Deskovic ("Deskovic") and by the undersigned counsel for the defendants City of Peekskill ("the City"), David Levine , Thomas McIntyre, and Eugene Tumolo (collectively the "Peekskill Defendants"), that plaintiff hereby discontinues and dismisses with prejudice all claims against the Peekskill Defendants arising from the allegations set forth in Deskovic's third amended complaint, as well as all causes of action and allegations, brought or not brought against the Peekskill defendants, related in any way with the above-captioned matter. Further, this dismissal with prejudice is without an award of any costs, disbursements, interest or attorneys' fees to any party. This stipulation of discontinuance is not intended to affect Deskovic's claims against the non-settling defendants, including Putnam County, Daniel

Stephens, and their insurers. This stipulation of discontinuance will not be filed until and will not be binding unless full payment is made to Neufeld Scheck & Brustin LLP as set out in the separate signed settlement agreement between Deskovic and the City.

This stipulation of discontinuance may be executed in any number of identical counterparts. Facsimile and other digital or PDF signatures shall have the same effect as original signatures.

Dated: New York, New York  
September 18, 2013

NEUFELD SCHECK & BRUSTIN, LLP  
Attorneys for Plaintiff Jeffrey Deskovic



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Levine and Thomas McIntyre

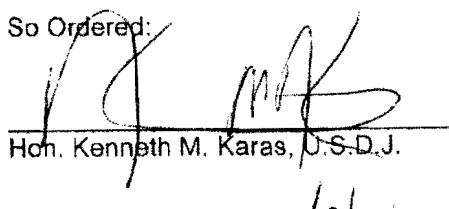
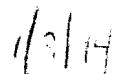


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So Ordered:

  
Hon. Kenneth M. Karas, U.S.D.J.  
1/2/14